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8 DIESEL U.S.A., INC.

9  
10 UNITED STATES DISTRICT COURT  
11  
NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

12 RYAN GREKO, individually and on  
13 behalf of all others similarly situated,

14 Plaintiffs,

15 v.

16 DIESEL U.S.A., INC., a New York  
corporation; and DOES 1-100, inclusive,

17 Defendant.

18 Case No. 3:10-CV-02576-RS

19  
20 **STIPULATED REQUEST FOR ORDER  
CHANGING TIME AND [PROPOSED]  
ORDER AS MODIFIED BY THE COURT**

21 **Class Action**

22 Judge: The Hon. Richard Seeborg  
Courtroom: 3, 17<sup>th</sup> Floor  
Action Filed: June 10, 2010

## **STIPULATION**

Subject to the approval of the Court, plaintiff Ryan Greko (“Plaintiff”) and defendant Diesel U.S.A., Inc. (“Defendant”) (Plaintiff and Defendant are referred to hereafter as the “Parties”), through their respective counsel of record hereby stipulate to the following:

WHEREAS, on October 12, 2010, this Court ordered that the hearing for Plaintiff's Motion for Class Certification take place on February 17, 2011;

WHEREAS, on November 24, 2010, Plaintiff filed a Motion to Change Time, whereby Plaintiff moved this Court for an order setting the date of the hearing of Plaintiff's Motion for Class Certification back sixty (60) days;

WHEREAS, on December 9, 2010, this Court granted Plaintiff's Motion to Change Time, and ordered that hearing for Plaintiff's Motion for Class Certification take place on April 21, 2011;

WHEREAS, lead counsel for Defendant, Harry I. Johnson, III, has a long-scheduled family vacation in the Grand Canyon that conflicts with the current hearing date of Plaintiff's Motion for Class Certification;

WHEREAS, the Parties have met and conferred and jointly agreed to a one-week extension of the date of the hearing for Plaintiff's Motion for Class Certification;

WHEREAS, a one-week extension of the date of the hearing for Plaintiff's Motion for Class Certification will have little or no effect on the remaining schedule of the case;

WHEREAS, counsel for Plaintiff has agreed to Defendant filing this Stipulation with her electronic signature;

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1 THEREFORE, the Parties hereby submit this Stipulated Request for an Order Changing  
2 Time, and request that the Court order the hearing for Plaintiff's Motion for Class Certification  
3 take place on ~~April 28, 2011~~, or as soon thereafter according to the Court's convenience.  
4 May 5, 2011 at 1:30 p.m.

5 Dated: February 8, 2011

**AREN'T FOX LLP**

6 By: /s/ Harry I. Johnson, III

7 Harry I. Johnson, III  
8 Attorneys for Defendant DIESEL U.S.A.,  
INC.

9 Dated: February 8, 2011

**LAW OFFICES OF DANIEL FEDER**

10 By: /s/ Claire Elizabeth Cochran

11 Claire Elizabeth Cochran  
12 Attorneys for Plaintiff RYAN GREKO

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14 Dated: 2/14/11



15 Hon. Richard Seeborg  
16 U.S. District Court Judge